

UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

IN RE: STRYKER REJUVENATE AND ABG II
HIP IMPLANT PRODUCTS LIABILITY
LITIGATION

MDL No. 2441

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO -5)

On June 12, 2013, the Panel transferred 28 civil action(s) to the United States District Court for the District of Minnesota for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. §1407. *See* _F.Supp.2d_ (J.P.M.L. 2013). Since that time, 78 additional action(s) have been transferred to the District of Minnesota. With the consent of that court, all such actions have been assigned to the Honorable Donovan W Frank.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the District of Minnesota and assigned to Judge Frank.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. §1407 to the District of Minnesota for the reasons stated in the order of June 12, 2013, and, with the consent of that court, assigned to the Honorable Donovan W Frank.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the District of Minnesota. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:



Jeffery N. Lüthi
Clerk of the Panel

A true printed copy in 2 sheet(s)
of the electronic record filed on _____,
in the United States District Court
for the District of Minnesota.

CERTIFIED, 7.22, 2013.

RICHARD D. SLETTEN

BY: _____



Deputy Clerk

SCANNED

JUL 22 2013

U.S. DISTRICT COURT MPLS

**IN RE: STRYKER REJUVENATE AND ABG II
HIP IMPLANT PRODUCTS LIABILITY
LITIGATION**

MDL No. 2441

SCHEDULE CTO-5 - TAG-ALONG ACTIONS

<u>DIST</u>	<u>DIV.</u>	<u>C.A.NO.</u>	<u>CASE CAPTION</u>
ALASKA			
AK	3	13-00120	Shepard v. Howmedica Osteonics Corp. 13cv1951 DWF/FLN
ILLINOIS NORTHERN			
ILN	1	13-04567	McDermott et al v. Howmedica Osteonics Corporation, d/b/a Stryker Orthopaedics et al 13cv1952 DWF/FLN
ILN	1	13-04734	Jaras v. Howmedica Osteonics Corporation, et al 13cv1953 DWF/FLN
KENTUCKY WESTERN			
KYW	1	13-00093	Collins v. Howmedica Osteonics Corp. 13cv1954 DWF/FLN
KYW	1	13-00097	Kessler et al v. Howmedica Osteonics Corp. 13cv1955 DWF/FLN
KYW	4	13-00076	Taylor v. Howmedica Osteonics Corp. 13cv1956 DWF/FLN
LOUISIANA EASTERN			
LAE	2	13-04942	McKnight v. Stryker Corporation et al 13cv1957 DWF/FLN
LAE	2	13-04964	Haymes v. Howmedica Osteonics Corporation 13cv1958 DWF/FLN
LAE	2	13-04973	Mayeux et al v. Stryker Corporation et al 13cv1959 DWF/FLN
MISSOURI EASTERN			
MOE	4	13-01273	Perry v. Stryker Corporation et al 13cv1961 DWF/FLN
TENNESSEE EASTERN			
TNE	3	13-00392	Miller v. Howmedica Osteonics Corporation et al (TV3) 13cv1962 DWF/FLN
TENNESSEE MIDDLE			
TNM	3	13-00653	Taylor v. Howmedica Osteonics Corporation 13cv1963 DWF/FLN